

May 5, 1975

CLERK: Mr. President, I move that LB 508 be returned to Select File for a specific amendment to correct improper changes that were made under color of adding the Schmit amendment as originally presented to this body by reinstating the stricken matter in subsection 9, Page 6, line 14 and beginning with the word "only" and continuing through the word "section" on line 17. Signed Senator Murphy. This amendment, Mr. President, appears in the Legislative Journal. Mr. President, the specific amendment that Senator Murphy is addressing is found on Page 1596, 7 and 8 of the Legislative Journal.

PRESIDENT: The Chair recognizes Senator Murphy.

SENATOR MURPHY: Mr. Chairman and members of the Legislature, last Friday, we took action on Senator Schmit's amendment to my bill, LB 269. His amendment, as originally distributed to us which I agreed to support, said that nothing in my bill would preclude the savings and loans from forming their own electronic system. Unfortunately when the amendment was put on the bill, I, like many of you I am certain, accepted the fact that this was the Schmit amendment as we had discussed. That is what he said and that is what I believed and accordingly I voted for it. It was not read to this Chamber. It was not printed in the Journal and laid over for a day. But not only did we adopt the Schmit amendment, but we adopted the Goodrich amendment which we had earlier that day declined and we adopted the striking of the matter that made it possible for savings and loans to engage in banking activities. This was not the Schmit amendment that was offered. He did additionally offer his amendment. I ask that this amendment be brought back, that the extraneous material that was put in that was not announced to this body, that was not read to this body be removed from the Schmit amendment and that the Schmit amendment be adopted. I said I would support it. I will support it but I will not support an amendment that was not read, published, nor made known to this body. I ask that this bill be returned and that the extraneous material be stricken...be reinstated, excuse me.

PRESIDENT: Senator Schmit.

SENATOR SCHMIT: Mr. President, members of the Legislature, I rise, at this time, after having spent sometime this morning with the bill drafters office discussing the amendments which were adopted by this body to LB 508. As was the problem with the language in LB 269, there is a question of interpretation by individuals. Senator Murphy contended that there was nothing in the language of 269 which would have prevented savings and loans from adopting and operating its own electronic teller facility. That is what I proposed to do with the amendment to LB 269. It was in an attempt to cooperate with Senator Murphy that I agreed to not add the amendment to LB 269 and it would have been a simple amendment to LB 269 but rather, upon his suggestion, I asked the bill drafter's office to prepare an amendment which would do the very thing that Senator Murphy described and which I described on this floor. Now the argument that Senator Murphy offers you is that the amendments adopted by this body went considerably farther than those amendments